

106TH CONGRESS
2D SESSION

H. R. 4226

AN ACT

To authorize the Secretary of Agriculture to sell or exchange all or part of certain administrative sites and other land in the Black Hills National Forest and to use funds derived from the sale or exchange to acquire replacement sites and to acquire or construct administrative improvements in connection with the Black Hills National Forest.

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1 *Be it enacted by the Senate and House of Representa-*
 2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Black Hills National
 5 Forest and Rocky Mountain Research Station Improve-
 6 ment Act”.

7 **SEC. 2. SALE OR EXCHANGE OF LAND, BLACK HILLS NA-**
 8 **TIONAL FOREST, SOUTH DAKOTA.**

9 (a) IN GENERAL.—The Secretary of Agriculture (re-
 10 ferred to in this section as the “Secretary”) may, under
 11 such terms and conditions as the Secretary may prescribe,
 12 sell or exchange any right, title, and interest of the United
 13 States in and to the approximately 362 acres contained
 14 in the following parcels of land in the State of South Da-
 15 kota:

16 (1) Tract BLKH–1 “Spearfish Dwelling” (ap-
 17 proximately 0.24 acres); N¹/₂ of Lot 8 and Lot 9 of
 18 Block 16, Section 10, T6N, R2E, Black Hills Merid-
 19 ian.

20 (2) Tract BLKH–2 “Deadwood Garage” (ap-
 21 proximately 0.12 acres); Lots 9 and 11 of Block 34,
 22 Section 23, T5N, R3E, Black Hills Meridian.

23 (3) Tract BLKH–3 “Deadwood Dwellings” (ap-
 24 proximately 0.32 acres); Lots 12-16, inclusive, of

1 Block 44, Section 23, T5N, R3E, Black Hill Merid-
 2 ian.

3 (4) Tract BLKH-4 “Hardy Work Center” (ap-
 4 proximately 150 acres); $E^{1/2}SW^{1/4}SE^{1/4}$, $SE^{1/4}SE^{1/4}$,
 5 Section 19; $NE^{1/4}NW^{1/4}NE^{1/4}$, $E^{1/2}NE^{1/4}SE^{1/4}$,
 6 $E^{1/2}SE^{1/4}NE^{1/4}$, $NE^{1/4}NE^{1/4}$, Section 30, T3N, R1E,
 7 Black Hills Meridian.

8 (5) Tract BLKH-6 “Pactola Work Center”
 9 (approximately 100 acres); $W^{1/2}SW^{1/4}NW^{1/4}$,
 10 $W^{1/2}NW^{1/4}SW^{1/4}$, $W^{1/2}SW^{1/4}SW^{1/4}$,
 11 $SE^{1/4}SW^{1/4}SW^{1/4}$, Section 25; $E^{1/2}NE^{1/4}SE^{1/4}$,
 12 $SE^{1/4}SE^{1/4}NE^{1/4}$, Section 26, T2N, R5E, Black
 13 Hills Meridian.

14 (6) Tract BLKH-7 “Pactola Ranger District
 15 Office” (approximately 8.25 acres); Lot 1 of Ranger
 16 Station Subdivision, Section 4, T1N, R7E, Black
 17 Hills Meridian.

18 (7) Tract BLKH-8 “Reder Administrative
 19 Site” (approximately 82 acres); Lots 6 and 7, Sec-
 20 tion 29; Lot A of Reder Placer, Lot 19,
 21 $NW^{1/4}SE^{1/4}NE^{1/4}$, Section 30, T1S, R5E, Black
 22 Hills Meridian.

23 (8) Tract BLKH-9 “Allen Gulch Properties”
 24 (approximately 21 acres); Lot 14 less and except

1 Tract STA #0029, Section 25, and Lot 1, Section
2 36, T1S, R4E, Black Hills Meridian.

3 (9) Tract BLKH-10 “Custer Ranger District
4 Office” (approximately 0.39 acres); Lots 4 and 9 of
5 Block 125 and the East 15 feet of the vacated
6 north/south alley adjacent to Lot 4, City of Custer,
7 Section 26, T3S, R4E, Black Hills Meridian.

8 (b) TECHNICAL CORRECTIONS.—The Secretary may
9 make technical corrections to the legal descriptions in
10 paragraphs (1) through (9) of subsection (a).

11 (c) APPLICABLE AUTHORITIES.—Except as otherwise
12 provided in this section, any sale or exchange of land de-
13 scribed in subsection (a) shall be subject to laws (including
14 regulations) applicable to the conveyance and acquisition
15 of land for National Forest System purposes.

16 (d) CASH EQUALIZATION.—Notwithstanding any
17 other provision of law, the Secretary may accept cash
18 equalization payments in excess of 25 percent of the total
19 value of the land described in subsection (a) from any ex-
20 change under subsection (a).

21 (e) SOLICITATIONS OF OFFERS.—

22 (1) IN GENERAL.—In carrying out this section,
23 the Secretary may use solicitations of offers for sale
24 or exchange under this section on such terms and
25 conditions as the Secretary may prescribe.

1 (2) REJECTION OF OFFERS.—The Secretary
2 may reject any offer under this section if the Sec-
3 retary determines that the offer is not adequate or
4 not in the public interest.

5 (f) DISPOSITION OF FUNDS.—Any funds received by
6 the Secretary from a sale under this section or as cash
7 equalization payments from an exchange under this
8 section—

9 (1) shall be deposited into the fund established
10 by Public Law 90–171 (commonly known as the
11 “Sisk Act”) (16 U.S.C. 484a); and

12 (2) shall be available for expenditure, on appro-
13 priation, for—

14 (A) the acquisition from willing sellers of
15 land and interests in land in the State of South
16 Dakota; and

17 (B) the acquisition or construction of ad-
18 ministrative improvements in connection with
19 the Black Hills National Forest.

20 (g) AUTHORIZATION OF APPROPRIATIONS.—There
21 are authorized to be appropriated such sums as are nec-
22 essary to carry out this section.

1 **SEC. 3. REPLACEMENT LABORATORY, ROCKY MOUNTAIN**
2 **RESEARCH STATION, RAPID CITY, SOUTH DA-**
3 **KOTA.**

4 (a) IN GENERAL.—There are authorized to be appro-
5 priated to the Secretary of Agriculture \$2,100,000 for a
6 laboratory facility for the Rocky Mountain Research Sta-
7 tion in Rapid City, South Dakota, to replace the obsolete
8 laboratory capability at the research station. The replace-
9 ment facility shall be colocated with at least one of the
10 administrative improvements for the Black Hills National
11 Forest acquired or constructed under the authority of sec-
12 tion 2(f)(2)(B).

13 (b) CONDITIONS ON ACQUISITION OF PROPERTY.—
14 No funds available to carry out this section may be used
15 to purchase or otherwise acquire property unless—

- 16 (1) the acquisition is from willing sellers; and
17 (2) the property is located within the bound-
18 aries of the State of South Dakota.

Passed the House of Representatives September 18,
2000.

Attest:

Clerk.